

**THE MINUTES OF THE CITY COUNCIL MEETING HELD
MONDAY, DECEMBER 7, 2015 AT 3:00 P.M.**

The Meeting was called to order at 3:00p.m. Present: Council Chair Fellers; Council Members: Camp, Christensen, Eskridge, Gaylor Baird, Lamm, Raybould; City Clerk, Teresa Meier.

Council Chair Fellers announced that a copy of the Open Meetings Law is posted at the back of the Chamber by the northwest door. He asked all present to stand and recite the Pledge of Allegiance and observe a moment of silent meditation.

READING OF THE MINUTES

CHRISTENSEN Having been appointed to read the minutes of the City Council proceedings of November 23, 2015, reported having done so, found same correct.

Seconded by Eskridge & carried by the following vote; AYES: Camp, Christensen, Eskridge, Fellers, Gaylor Baird, Lamm, Raybould; NAYS: None.

PUBLIC HEARING

MANAGER APPLICATION OF TYLER D. POPP FOR B&R STORES, INC. DBA SUPER SAVER #11 AT 5460 SOUTH 56TH STREET - Tyler D. Popp, 5460 S. 56th Street, Manager Super Saver, came forward to take the oath and requested approval. Discussion followed.

This matter was taken under advisement.

MANAGER APPLICATION OF KAREN A. BRUYETTE FOR WHITEHEAD OIL COMPANY DBA U-STOP #5 AT 8231 O STREET;

MANAGER APPLICATION OF DOUGLAS W. LARKINS FOR WHITEMARK ENERGY, LLC DBA U-STOP #26 AT 8350 NORTHWOODS DRIVE - Douglas W. Larkin, 3902 S 76th Street, came forward to take the oath and requested approval. Discussion followed.

This matter was taken under advisement.

APPROVING A PRELIMINARY ENGINEERING SERVICES AGREEMENT SUPPLEMENT NO. 2 BETWEEN THE CITY OF LINCOLN AND ALFRED BENESCH & COMPANY FOR CONSULTANT COMPENSATION FOR ADDITIONAL WORK NECESSARY TO COMPLETE THE SAFETY PROJECT AT SOUTH CODDINGTON AVENUE AND WEST VAN DORN STREET (PROJECT NO. HSIP-5205(1), CN 13147);

APPROVING A PRELIMINARY ENGINEERING SERVICES AGREEMENT SUPPLEMENT NO. 3 BETWEEN THE CITY OF LINCOLN AND ALFRED BENESCH & COMPANY FOR CONSULTANT COMPENSATION FOR ADDITIONAL WORK NECESSARY TO COMPLETE THE SAFETY PROJECT AT SOUTH CODDINGTON AVENUE AND WEST VAN DORN STREET (PROJECT NO. HSIP-5205(1), CN 13147) - Thomas Shafer, Interim Director Public Works, came forward to answer questions.

Carl Eskridge, Council Member, inquired why there are two items.

Mr. Shafer stated that this project needed approval from the Federal Government regarding the wetlands which are located within this area. Discussion followed.

This matter was taken under advisement.

APPROVING THE SECOND AMENDMENT TO THE INTERLOCAL AGREEMENT BETWEEN THE CITY OF LINCOLN AND COUNTY OF LANCASTER TO ADOPT NEW KENO HUMAN SERVICES PREVENTION FUND GUIDELINES TO REPLACE THE PREVIOUSLY ADOPTED GUIDELINES BY THE FIRST AMENDMENT TO THE INTERLOCAL AGREEMENT APPROVED BY RESOLUTION NO. A-87598 ON OCTOBER 7, 2013 - Sara Hoyle, Lincoln-Lancaster Human Service Director, came forward to answer questions.

Carl Eskridge, Council Member, inquired about the process for awarding grants.

Ms. Hoyle stated the Keno Advisory Committee reviews all the applications in two weeks, then they will make grant recommendations .

Leirion Gaylor Baird, Council Member, asked for a summary of the changes.

Ms. Hoyle stated that there are some wording changes in the application, but the main change was it went to a one year process. Discussion followed.

This matter was taken under advisement.

ANNEXATION 15011 - AMENDING THE LINCOLN CORPORATE LIMITS MAP BY ANNEXING APPROXIMATELY 48.92 ACRES AND ADJACENT O STREET RIGHT-OF-WAY ON PROPERTY GENERALLY LOCATED AT SOUTH 90TH STREET AND O STREET. (RELATED ITEMS: 15-136, 15-137) (REQUEST TO DELAY PUBLIC HEARING TO 12/7/15);

CHANGE OF ZONE 15028 - APPLICATION OF THE OWNERS FOR APPROVAL OF A CHANGE OF ZONE REZONING APPROXIMATELY 48.92 ACRES FROM AG AGRICULTURAL DISTRICT TO R-3 RESIDENTIAL DISTRICT; DESIGNATING SAID PROPERTY AS A PLANNED UNIT

DEVELOPMENT DISTRICT; AND FOR APPROVAL OF A DEVELOPMENT PLAN WHICH PROPOSES R-3, R-5 AND B-2 USES AND MODIFICATIONS TO THE ZONING ORDINANCE AND SUBDIVISION REGULATIONS. (RELATED ITEMS: 15-136, 15-137) (REQUEST TO DELAY PUBLIC HEARING TO 12/7/15) - David Cary, Acting Planning Director, came forward to answer questions.

Leirion Gaylor Baird, Council Member, inquired about access in and out of this residential area, the distance of the pipeline to the area, and the safety of this residential area.

Mr. Cary stated that there is currently O Street access for this area. Looking to the future, there will be additional access to the east and south of this development.

Chris Schroeder, Environmental Health, stated that they met with Black Hills Energy and were informed that the pipeline in this area is not operating at maximum pressure and they have no plans to make any changes any time soon.

Ms. Gaylor Baird asked how emergency vehicles would enter this area.

Judith Halstead, Health Department Director, came forward and stated that emergency vehicles would respond to this area regardless if there was road access or not.

Mike Eckert, 8535 Executive Woods Dr, Suite 200, Civil Design Group, came forward and stated that he has contacted surrounding land owners about future access to this area. Discussion followed.

This matter was taken under advisement.

APPROVING A CABLE TELEVISION FRANCHISE AGREEMENT FOR A 15 YEAR TERM BETWEEN THE CITY OF LINCOLN AND ALLO COMMUNICATIONS, LLC TO PROVIDE CABLE TELEVISION SERVICES AND PRODUCTS TO THE CITIZENS OF LINCOLN. (RELATED ITEMS: 15-138, 15-139, 15-140, 15-141);

APPROVING A BROADBAND FRANCHISE AGREEMENT FOR A 25 YEAR TERM BETWEEN THE CITY OF LINCOLN AND ALLO COMMUNICATIONS, LLC TO PROVIDE BROADBAND SERVICES AND PRODUCTS TO THE CITIZENS OF LINCOLN. (RELATED ITEMS: 15-138, 15-139, 15-140, 15-141);

APPROVING A CONDUIT LEASE AGREEMENT FOR A TWENTY FIVE YEAR TERM BETWEEN THE CITY OF LINCOLN AND ALLO COMMUNICATIONS, LLC TO OCCUPY SPACE IN THE CITY'S LINCOLN TECHNOLOGY IMPROVEMENT DISTRICT CONDUIT SYSTEM. (RELATED ITEMS: 15-138, 15-139, 15-140, 15-141);

AMENDING TITLE 5 OF THE LINCOLN MUNICIPAL CODE RELATING TO LICENSES AND REGULATIONS TO CREATE A NEW CHAPTER 5.12 ENTITLED "RESIDENTIAL BROADBAND" TO COORDINATE THE REGULATIONS WITH THE NEWLY NEGOTIATED BROADBAND FRANCHISE. (RELATED ITEMS: 15-138, 15-139, 15-140, 15-141) - Steve Huggenberger, City Law Department, came forward and stated that this is a franchise that is identical to the franchise agreement with Windstream that was approved by City Council late last year with three exceptions:

1. That construction is expected to be complete within four years with service to all residents.
2. Complaint reporting will be on all complaints not just written complaints.
3. The grantees shall not require residential contract for service.

David Young, Public Works, came forward to talk about the conduit lease agreement and broadband franchise. The lease agreement is the same as the others with three differences in the conduit agreement:

1. This is a 25 year lease agreement.
2. The fee paid will be a \$3.00 dollar fee per subscriber per month.
3. The requirement for a broadband franchise has been included.

This service will be available for businesses and residents. Allo has agreed to lease the last space in the system and we have asked for the broadband franchise in return.

Cyndi Lamm, Council Member, asked who would be responsible for the cost of the conduit work.

Mr. Young stated that the replacement of electronics to run the fiber optics will be the responsibility of Allo. The conduit belongs to the City and is the City's responsibility.

Carl Eskridge, Council Member, asked about working with LES on this project and the security of the LES systems.

Mr. Young stated that the security LES is concerned with is in the fiber leasing and making sure that cyber attacks can not attack their substation. So, basically, the way we would ensure LES security is Allo will access information onsite at LES and dark fiber is what we are leasing not lit fiber.

Leirion Gaylor Baird, Council Member, asked what the public's responsibility would be for this project to succeed.

Mr. Young stated the public will invest roughly \$550,000.00 dollars a year for the first 4 years. That cost is for 4 positions, two inspectors, and two locators. At the end of the 4 years, the two inspector positions will be absorbed into Public Works through retirements, and the two locators will continue on. All of these positions would be paid for by the enterprise funds that we are setting up, which will be the funds from the existing conduit leases and this conduit lease.

Brad Moline, 610 Broadway Street, Imperial, President Allo Communications, came forward to answer questions.

Ms. Gaylor Baird questioned the 4 year time frame.

Mr. Moline stated that multiple crews will be brought in to meet this time line and will be fast moving.

Wendy Birdsall, 1128 Lincoln Mall, Suite 100, President Lincoln Chamber of Commerce, came forward in favor & wanted to thank everyone stating that this is a big game changer for Lincoln. Ms. Birdsall stated that results from a survey came back and showed that Lincoln is very hungry for technology and participants of the survey wanted to see Lincoln as a 21st Century City.

Scott Rutz, 151 N 8th Street, Suite 300, Sales and Marketing Chief for Travefy, came forward in favor and stated that this is huge for his company. He stated that currently at times they are unable to get the connectivity that they need to meet with staff or transfer documents. He feels this will be an asset for their company and Lincoln.

Bradley Walker, 1800 High Street, came forward in favor of this franchise agreement. He stated in 2003 he came before City Council in approval of a similar project digital fiber, it was not adopted, think of how far we would be now had Lincoln approved this 12 years ago. The time is now for Lincoln to increase technology. This is a world class deal for Lincoln.

Mr. Huggenberger came forward and stated that they are proposing creating Chapter 5.12 for the newly negotiated broadband franchise. This will put in place regulatory frame work franchising broadband services. This will ensure that broadband franchise being required for every entity that meets two requirements:

1. Companies will be required to use the City's conduit system.
2. They need to be providing broadband service to the residential population of the city.

This is similar to what was put in place for cable tv.

Mr. Camp asked about the conduit being full.

Mr. Huggenberger stated that the current conduit is full in some places, and currently there are no other users of the conduit system that are providing residential services.

Ms. Gaylor Baird asked how this agreement is different and how it will benefit Lincoln.

Mr. Young came forward and stated that this is something that would normally be a 30 year plan for Lincoln, and with this agreement it will be done in 4 years and will save the City money. Discussion followed.

This matter was taken under advisement.

AMENDING CHAPTER 2.06 OF THE LINCOLN MUNICIPAL CODE RELATING TO THE MAYOR'S AUTHORITY TO EXECUTE CONTRACTS BY ADDING A NEW SECTION NUMBERED 2.06.120 REQUIRING COUNCIL APPROVAL OF NON-BID CONTRACTS ABOVE \$50,000.00. (11/16/15 - DELAY ACTION W/ PUBLIC HEARING 3 WEEKS TO 12/07/15) - Jackie McCullough, 1301 S. 14th Street, American Council of Engineering Companies, came forward to discuss some concerns they still have. Ms. McCullough stated that changing the thresholds for procurement methods, would require a written proposal, and drop from \$100,000.00 to \$50,000.00. These changes would increase the cost of doing business with the City of Lincoln, which some of the smaller businesses would not be able to afford to compete with some larger companies. Ms. McCullough expressed concerns with the change requiring City Council needing to approve proposals in addition to the Mayor's approval. There were also concerns with the requirement to designate whether you were a veteran, minority, female that is currently not in the EO's process.

Pam Dingmann, 1021 D Street, Owner Engineering Design Consultants, came forward with concerns and stated that her small company was excluded from many City projects. She also feels that disclosing ownership creates Affirmative Action issues. She feels that this should not be used in any way to exclude anyone. She feels that the City needs to embrace diversity in all areas of contracting.

Jon Camp, Council Member, asked Ms. Dingmann if she had any additional suggestions he would be glad to hear them. Discussion followed.

This matter was taken under advisement.

COUNCIL ACTION

REPORTS OF CITY OFFICERS

REAPPOINTING S.A. MORA JAMES, J.D. AND MICHEAL Q. THOMPSON TO THE CITIZEN POLICE ADVISORY BOARD FOR TERMS EXPIRING NOVEMBER 17, 2018 - CLERK read the following resolution, introduced by Jane Raybould, who moved its adoption:

A-89388 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That the reappointments of S.A. Mora James, J.D. and Micheal Q. Thompson to the Citizen Police Advisory Board for terms expiring November 17, 2018, are hereby approved.

Introduced by Jane Raybould

Seconded by Christensen & carried by the following vote: AYES: Camp, Christensen, Eskridge, Fellers, Gaylor Baird, Lamm, Raybould; NAYS: None.

REAPPOINTING LARRY ANDERSON TO THE COMMUNITY FORESTRY ADVISORY BOARD FOR A TERM EXPIRING AUGUST 17, 2018 - CLERK read the following resolution, introduced by Jane Raybould, who moved its adoption:

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A-89389 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:
That the reappointment of Larry Anderson to the Community Forestry Advisory Board for a term
expiring August 17, 2018, is hereby approved.

Introduced by Jane Raybould

Seconded by Christensen & carried by the following vote: AYES: Camp, Christensen, Eskridge,
Fellers, Gaylor Baird, Lamm, Raybould; NAYS: None.

REAPPOINTING MIKE LANG TO THE DISTRICT ENERGY CORP. FOR A TERM EXPIRING DECEMBER
31, 2017 - CLERK read the following resolution, introduced by Jane Raybould, who moved its adoption:

A-89390 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:
That the reappointment of Mike Lang to the District Energy Corp. for a term expiring December
31, 2017, is hereby approved.

Introduced by Jane Raybould

Seconded by Christensen & carried by the following vote: AYES: Camp, Christensen, Eskridge,
Fellers, Gaylor Baird, Lamm, Raybould; NAYS: None.

CLERK'S LETTER AND MAYOR'S APPROVAL OF RESOLUTIONS AND ORDINANCES PASSED BY CITY
COUNCIL ON NOVEMBER 16, 2015 - CLERK presented said report which was placed on file in the
Office of the City Clerk. (27-1)

LINCOLN ELECTRIC SYSTEM (LES) FINANCIAL AND OPERATING STATEMENT FOR OCTOBER, 2015 -
CLERK presented said report which was placed on file in the Office of the City Clerk. (40)

REPORT FROM CITY TREASURER OF CITY CASH ON HAND AT THE CLOSE OF BUSINESS OCTOBER
31, 2015 - CLERK presented said report which was placed on file in the Office of the City Clerk. (5-21)

PETITIONS & COMMUNICATIONS

SETTING THE HEARING DATE OF MONDAY, DECEMBER 14, 2015 AT 3:00 P.M. ON THE MANAGER
APPLICATION OF STEVEN C. ROKER FOR WALGREEN CO. DBA WALGREENS #00541 AT 1301
O ST., WALGREENS #00515 AT 2600 S. 48TH ST., SUITE 7, WALGREENS #01162 AT 8300
NORTHERN LIGHTS DR., WALGREENS #02845 AT 5701 VILLAGE BLVD., WALGREENS #03182
AT 7045 O ST., WALGREENS #04088 AT 2502 N. 48TH ST., WALGREENS #05874 AT 2630 PINE
LAKE RD., WALGREENS #06884 AT 4000 S. 70TH ST., AND WALGREENS #11089 AT 5500 RED
ROCK LANE - CLERK read the following resolution, introduced by Jon Camp, who moved its adoption:

A-89391 BE IT RESOLVED by the City Council, of the City of Lincoln, that a hearing date is hereby set
for Monday, December 14, 2015, at 3:00 p.m. or as soon thereafter as possible in the City Council
Chambers, County-City Building, 555 S. 10th St., Lincoln, NE for the Manager Application of Steven C.
Roker for Walgreen Co. dba Walgreens #00541 at 1301 O St., Walgreens #00515 at 2600 S. 48th St., Suite
7, Walgreens #01162 at 8300 Northern Lights Dr., Walgreens #02845 at 5701 Village Blvd., Walgreens
#03182 at 7045 O St., Walgreens #04088 at 2502 N. 48th St., Walgreens #05874 at 2630 Pine Lake Rd.,
Walgreens #06884 at 4000 S. 70th St., and Walgreens #11089 at 5500 Red Rock Lane.

If the Police Dept. is unable to complete the investigation by said time, a new hearing date will be
set.

Introduced by Jon Camp

Seconded by Eskridge & carried by the following vote: AYES: Camp, Christensen, Eskridge,
Fellers, Gaylor Baird, Lamm, Raybould; NAYS: None.

SETTING THE HEARING DATE OF MONDAY, DECEMBER 14, 2015 AT 3:00 P.M. ON THE APPLICATION
OF TWO LOON VENTURES LLC DBA THIRSTY SPORTS BAR FOR A CLASS C LIQUOR LICENSE
AT 317 S. 11TH STREET - CLERK read the following resolution, introduced by Jon Camp, who moved its
adoption:

A-89392 BE IT RESOLVED by the City Council, of the City of Lincoln, that a hearing date is hereby set
for Monday, December 14, 2015, at 3:00 p.m. or as soon thereafter as possible in the City Council
Chambers, County-City Building, 555 S. 10th St., Lincoln, NE for the Application of Two Loon Ventures
LLC dba Thirsty Sports Bar for a Class C Liquor License at 317 S. 11th St., Suite C.

If the Police Dept. is unable to complete the investigation by said time, a new hearing date will be
set.

Introduced by Jon Camp

Seconded by Eskridge & carried by the following vote: AYES: Camp, Christensen, Eskridge,
Fellers, Gaylor Baird, Lamm, Raybould; NAYS: None.

SETTING THE HEARING DATE OF MONDAY, DECEMBER 21, 2015 AT 3:00 P.M. ON THE APPLICATION
OF DH ENTERPRISES LLC DBA THE DONUT HOLE FOR CLASS I & CLASS E LIQUOR
LICENSES AT 350 CANOPY ST., UNIT 103 - CLERK read the following resolution, introduced by Jon
Camp, who moved its adoption:

A-89393 BE IT RESOLVED by the City Council, of the City of Lincoln, that a hearing date is hereby set for Monday, December 21, 2015, at 5:30 p.m. or as soon thereafter as possible in the City Council Chambers, County-City Building, 555 S. 10th St., Lincoln, NE for the Application of DH Enterprises LLC dba The Donut Hole for Class I & Class E Liquor Licenses at 350 Canopy St., Unit 103.

If the Police Dept. is unable to complete the investigation by said time, a new hearing date will be set.

Introduced by Jon Camp

Seconded by Eskridge & carried by the following vote: AYES: Camp, Christensen, Eskridge, Fellers, Gaylor Baird, Lamm, Raybould; NAYS: None.

SETTING THE HEARING DATE OF MONDAY, DECEMBER 21, 2015 AT 5:30 P.M. ON THE APPLICATION OF CHEFAUCHEF LLC DBA TALON ROOM BY CHEFAUCHEF FOR A CLASS C LIQUOR LICENSE AT 228 N. 12TH ST., SUITE 1 - CLERK read the following resolution, introduced by Jon Camp, who moved its adoption:

A-89394 BE IT RESOLVED by the City Council, of the City of Lincoln, that a hearing date is hereby set for Monday, December 21, 2015, at 5:30 p.m. or as soon thereafter as possible in the City Council Chambers, County-City Building, 555 S. 10th St., Lincoln, NE for the Application of Chefauchef LLC dba Talon Room by Chefauchef for a Class C Liquor License at 228 N. 12th St., Suite 1.

If the Police Dept. is unable to complete the investigation by said time, a new hearing date will be set.

Introduced by Jon Camp

Seconded by Eskridge & carried by the following vote: AYES: Camp, Christensen, Eskridge, Fellers, Gaylor Baird, Lamm, Raybould; NAYS: None.

REFERRED TO THE PLANNING DEPARTMENT:

CHANGE OF ZONE NO. 05068E, REQUESTED BY REGA ENGINEERING ON BEHALF OF CALRUBY, LLC, THE WOODLANDS AT YANKEE HILL PLANNED UNIT DEVELOPMENT, FOR A CHANGE OF ZONE FROM AG AGRICULTURE DISTRICT TO R-3 RESIDENTIAL PUD, ON PROPERTY GENERALLY LOCATED BETWEEN 70TH STREET AND 84TH STREET, SOUTH OF YANKEE HILL ROAD; FOR A PLANNED UNIT DEVELOPMENT DESIGNATION OF SAID PROPERTY, AND FOR APPROVAL OF A DEVELOPMENT PLAN WHICH PROPOSES MODIFICATIONS TO THE ZONING ORDINANCE AND DESIGN STANDARDS TO ALLOW FOR THE DEVELOPMENT OF UP TO 1,185 TOTAL DWELLING UNITS AND UP TO 744,000 SQUARE FEET OF COMMERCIAL FLOOR AREA.

CHANGE OF ZONE NO. 15034, REQUESTED BY EUGENA M. FOSTER, TO DESIGNATE THE REES HOUSE AS A LANDMARK, ON PROPERTY GENERALLY LOCATED AT 4701 BANCROFT STREET.

SPECIAL PERMIT NO. 04016A, REQUESTED BY DAVE PALADINO, LANDMARK GROUP/DINO'S STORAGE, TO CONSTRUCT A MULTI-STORY, CLIMATE-CONTROLLED, INDOOR SELF-STORAGE BUILDING, AND INCREASE THE ALLOWABLE FLOOR AREA TO 236,200 SQUARE FEET, ON PROPERTY GENERALLY LOCATED AT NORTHWOODS DRIVE AND COLBY STREET. THE PLANNING COMMISSION ACTION IS FINAL, UNLESS APPEALED TO THE CITY COUNCIL.

SPECIAL PERMIT NO. 15066, REQUESTED BY NEBRASKA SHOOTERS, LLC, TO ALLOW A PRIVATE SCHOOL FOR PERSONAL PROTECTION, FIREARM, AND LIVE FIRE TRAINING, WITH SOME RETAIL SALES, ON PROPERTY GENERALLY LOCATED AT 3200 GAGE ROAD. THE PLANNING COMMISSION ACTION IS FINAL, UNLESS APPEALED TO THE COUNTY BOARD.

SPECIAL PERMIT NO. 15070, REQUESTED BY EUGENA M. FOSTER, TO ALLOW A PRIVATE RESIDENCE, IF DESIGNATED AS A LANDMARK, TO SERVE AS A HOLISTIC HEALTHCARE CENTER, ON PROPERTY GENERALLY LOCATED AT 4701 BANCROFT STREET. THE PLANNING COMMISSION ACTION IS FINAL, UNLESS APPEALED TO THE CITY COUNCIL.

PLACED ON FILE IN THE OFFICE OF THE CITY CLERK:

ADMINISTRATIVE AMENDMENT NO. 15109, WILDERNESS HEIGHTS PUD, APPROVED BY THE ACTING PLANNING DIRECTOR ON NOVEMBER 23, 2015, REQUESTED BY OLSSON ASSOCIATES, FOR A CHANGE OF USE FROM AUTOMOTIVE SALES AND SERVICE TO COMMERCIAL ON LOTS 1-4, BLOCK 1, AND TO REVISE THE LOT LAYOUT, GENERALLY LOCATED AT S. 40TH STREET AND YANKEE HILL ROAD.

ADMINISTRATIVE AMENDMENT NO. 15123, THE PRESERVE ON ANTELOPE CREEK CUP, APPROVED BY THE ACTING PLANNING DIRECTOR ON NOVEMBER 23, 2015, REQUESTED BY CIVIL DESIGN GROUP, TO ADJUST THE REAR SETBACK FROM 20 FEET TO 5 FEET FOR A POOL FOR LOT 6, BLOCK 4, (4609 HAWTHORNE DRIVE), GENERALLY LOCATED AT LUCILE DRIVE AND PIONEERS BOULEVARD.

LIQUOR RESOLUTIONS

MANAGER APPLICATION OF TYLER D. POPP FOR B&R STORES, INC. DBA SUPER SAVER #11 AT 5460 SOUTH 56TH STREET - CLERK read the following resolution, introduced by Jon Camp, who moved its adoption for approval:

A-89395 WHEREAS, B&R Stores, Inc. dba Super Saver #11 located at 5460 South 56th Street, Lincoln, Nebraska has been approved for a Retail Class "C" liquor license and now requests that Tyler D. Popp be named manager;

WHEREAS, Tyler D. Popp appears to be a fit and proper person to manage said business.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That after hearing duly had as required by law, consideration of the facts of this application, the Nebraska Liquor Control Act, and the pertinent City ordinances, the City Council recommends that Tyler D. Popp be approved as manager of this business for said licensee. The City Clerk is directed to transmit a copy of this resolution to the Nebraska Liquor Control Commission.

Introduced by Jon Camp

Seconded by Christensen & carried by the following vote: AYES: Camp, Christensen, Eskridge, Fellers, Gaylor Baird, Lamm; NAYS: None; ABSTAINED: Raybould.

MANAGER APPLICATION OF KAREN A. BRUYETTE FOR WHITEHEAD OIL COMPANY DBA U-STOP #5 AT 8231 O STREET - CLERK read the following resolution, introduced by Jon Camp, who moved its adoption for approval:

A-89396 WHEREAS, Whitehead Oil Company dba U-Stop #5 located at 8231 O Street, Lincoln, Nebraska has been approved for a Retail Class "D" liquor license and now requests that Karen A. Bruyette be named manager;

WHEREAS, Karen A. Bruyette appears to be a fit and proper person to manage said business.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That after hearing duly had as required by law, consideration of the facts of this application, the Nebraska Liquor Control Act, and the pertinent City ordinances, the City Council recommends that Karen A. Bruyette be approved as manager of this business for said licensee. The City Clerk is directed to transmit a copy of this resolution to the Nebraska Liquor Control Commission.

Introduced by Jon Camp

Seconded by Christensen & carried by the following vote: AYES: Camp, Christensen, Eskridge, Fellers, Gaylor Baird, Lamm; NAYS: None; ABSTAINED: Raybould.

MANAGER APPLICATION OF DOUGLAS W. LARKINS FOR WHITEMARK ENERGY, LLC DBA U-STOP #26 AT 8350 NORTHWOODS DRIVE - CLERK read the following resolution, introduced by Jon Camp, who moved its adoption for approval:

A-89397 WHEREAS, Whitemark Energy, LLC dba U-Stop #26 located at 8350 Northwoods Drive, Lincoln, Nebraska has been approved for a Retail Class "D" liquor license and now requests that Douglas W. Larkins be named manager;

WHEREAS, Douglas W. Larkins appears to be a fit and proper person to manage said business.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That after hearing duly had as required by law, consideration of the facts of this application, the Nebraska Liquor Control Act, and the pertinent City ordinances, the City Council recommends that Douglas W. Larkins be approved as manager of this business for said licensee. The City Clerk is directed to transmit a copy of this resolution to the Nebraska Liquor Control Commission.

Introduced by Jon Camp

Seconded by Christensen & carried by the following vote: AYES: Camp, Christensen, Eskridge, Fellers, Gaylor Baird, Lamm; NAYS: None; ABSTAINED: Raybould.

PUBLIC HEARING - RESOLUTIONS

APPROVING A PRELIMINARY ENGINEERING SERVICES AGREEMENT SUPPLEMENT NO. 2 BETWEEN THE CITY OF LINCOLN AND ALFRED BENESCH & COMPANY FOR CONSULTANT COMPENSATION FOR ADDITIONAL WORK NECESSARY TO COMPLETE THE SAFETY PROJECT AT SOUTH CODDINGTON AVENUE AND WEST VAN DORN STREET (PROJECT NO. HSIP-5205(1), CN 13147) - CLERK read the following resolution, introduced by Jane Raybould, who moved for its adoption for approval:

A-89398 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That the attached Preliminary Engineering Services Agreement Supplement No. 2 between the City of Lincoln and Alfred Benesch & Company for the use of Federal Aid Project Funds distributed by the Nebraska Department of Roads for Consultant compensation for additional work necessary to complete the Safety Project at South Coddington Avenue and West Van Dorn Street Federal Aid Project (Project No. HSIP-5205(1), CN 13147), in accordance with the terms and conditions contained in said Agreement, are hereby approved and the Mayor is authorized to execute the same on behalf of the City of Lincoln.

The City Clerk is directed to return the executed copy of the Agreements to Craig Aldridge, Engineering Services, Public Works & Utilities Department, for transmittal and execution by the State Department of Roads.

Introduced by Jane Raybould

Seconded by Eskridge & carried by the following vote: AYES: Camp, Christensen, Eskridge, Fellers, Gaylor Baird, Lamm, Raybould; NAYS: None.

APPROVING A PRELIMINARY ENGINEERING SERVICES AGREEMENT SUPPLEMENT NO. 3 BETWEEN THE CITY OF LINCOLN AND ALFRED BENESCH & COMPANY FOR CONSULTANT COMPENSATION FOR ADDITIONAL WORK NECESSARY TO COMPLETE THE SAFETY PROJECT AT SOUTH CODDINGTON AVENUE AND WEST VAN DORN STREET (PROJECT NO. HSIP-5205(1), CN 13147) - CLERK read the following resolution, introduced by Jane Raybould, who moved for its adoption for approval:

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The City Clerk is directed to return the executed copy of the Agreements to Craig Aldridge, Engineering Services, Public Works & Utilities Department, for transmittal and execution by the State Department of Roads.

Introduced by Jane Raybould

Seconded by Eskridge & carried by the following vote: AYES: Camp, Christensen, Eskridge, Fellers, Gaylor Baird, Lamm, Raybould; NAYS: None.

APPROVING THE SECOND AMENDMENT TO THE INTERLOCAL AGREEMENT BETWEEN THE CITY OF LINCOLN AND COUNTY OF LANCASTER TO ADOPT NEW KENO HUMAN SERVICES PREVENTION FUND GUIDELINES TO REPLACE THE PREVIOUSLY ADOPTED GUIDELINES BY THE FIRST AMENDMENT TO THE INTERLOCAL AGREEMENT APPROVED BY RESOLUTION NO. A-87598 ON OCTOBER 7, 2013 - CLERK read the following resolution, introduced by Jane Raybould, who moved for its adoption for approval:

A-89400 WHEREAS, the City of Lincoln and Lancaster County previously entered into an Interlocal Agreement relating to the administration and use of the proceeds in the Keno Human Services Prevention Fund ("Prevention Fund") approved by the City Council of the City of Lincoln, Nebraska with Resolution No. A-83426 dated July 18, 2005, as amended by Resolution No. A-87598 dated October 7, 2013; and

WHEREAS, Keno Human Services Prevention Fund Guidelines were attached to the Interlocal Agreement, as amended, setting out Guidelines for a two-year grant application which included application forms and budget forms; and

WHEREAS, the parties further desire to revise and update the Keno Human Services Prevention Fund Guidelines to limit administrative costs funded by grant funds and to eliminate the two-year grant application.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That the attached Second Amendment to the Interlocal Agreement between the City of Lincoln and the County of Lancaster, the Keno Human Services Prevention Fund, is hereby accepted and approved, and the Mayor is authorized to execute the Second Amendment on behalf of the City of Lincoln.

The City Clerk is directed to transmit an executed copy of this Resolution and two originals of the Second Amendment to the Lancaster County Clerk to obtain the approval and execution of the Second Amendment by the Lancaster County Board of Commissioners.

Introduced by Jane Raybould

Seconded by Eskridge & carried by the following vote: AYES: Camp, Christensen, Eskridge, Fellers, Gaylor Baird, Lamm, Raybould; NAYS: None.

ORDINANCES - 2ND READING & RELATED RESOLUTIONS (as required)

ANNEXATION 15011 - AMENDING THE LINCOLN CORPORATE LIMITS MAP BY ANNEXING APPROXIMATELY 48.92 ACRES AND ADJACENT O STREET RIGHT-OF-WAY ON PROPERTY GENERALLY LOCATED AT SOUTH 90TH STREET AND O STREET. (RELATED ITEMS: 15-136, 15-137) (REQUEST TO DELAY PUBLIC HEARING TO 12/7/15) (11/23/15 - PUBLIC HEARING DELAYED TO 12/07/15) - CLERK read an ordinance, introduced by Cyndi Lamm, annexing and including the below described land as part of the City of Lincoln, Nebraska and amending the Corporate Limits Map attached to and made a part of Ordinance No. 18208, to reflect the extension of the corporate limits boundary of the City of Lincoln, Nebraska established and shown thereon, for the second time.

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CHANGE OF ZONE 15028 - APPLICATION OF THE OWNERS FOR APPROVAL OF A CHANGE OF ZONE REZONING APPROXIMATELY 48.92 ACRES FROM AG AGRICULTURAL DISTRICT TO R-3 RESIDENTIAL DISTRICT; DESIGNATING SAID PROPERTY AS A PLANNED UNIT DEVELOPMENT DISTRICT; AND FOR APPROVAL OF A DEVELOPMENT PLAN WHICH PROPOSES R-3, R-5 AND B-2 USES AND MODIFICATIONS TO THE ZONING ORDINANCE AND SUBDIVISION REGULATIONS. (RELATED ITEMS: 15-136, 15-137) (REQUEST TO DELAY PUBLIC HEARING TO 12/7/15) (11/23/15 - PUBLIC HEARING DELAYED TO 12/07/15) - CLERK read an ordinance, introduced by Cyndi Lamm, amending the Lincoln Zoning District Maps attached to and made a part of Title 27 of the Lincoln Municipal Code, as provided by Section 27.05.02 of the Lincoln Municipal Code, by changing the boundaries of the districts established and shown thereon, for the second time.

APPROVING A CABLE TELEVISION FRANCHISE AGREEMENT FOR A 15 YEAR TERM BETWEEN THE CITY OF LINCOLN AND ALLO COMMUNICATIONS, LLC TO PROVIDE CABLE TELEVISION SERVICES AND PRODUCTS TO THE CITIZENS OF LINCOLN. (RELATED ITEMS: 15-138, 15-139, 15-140, 15-141) - Clerk read an ordinance, introduced by Jane Raybould, granting a cable communication facility franchise to Allo Communications, LLC to provide cable television services and to maintain a cable communication facility within the City of Lincoln pursuant to and subject to the provisions of the Lincoln Municipal Code for the second time.

APPROVING A BROADBAND FRANCHISE AGREEMENT FOR A 25 YEAR TERM BETWEEN THE CITY OF LINCOLN AND ALLO COMMUNICATIONS, LLC TO PROVIDE BROADBAND SERVICES AND PRODUCTS TO THE CITIZENS OF LINCOLN. (RELATED ITEMS: 15-138, 15-139, 15-140, 15-141) - Clerk read an ordinance, introduced by Jane Raybould, granting a broadband franchise to Allo Communications, LLC to provide broadband services and to maintain a broadband facility within the City of Lincoln pursuant to and subject to the provisions of the franchise agreement and the Lincoln Municipal Code, for the second time.

APPROVING A CONDUIT LEASE AGREEMENT FOR A TWENTY FIVE YEAR TERM BETWEEN THE CITY OF LINCOLN AND ALLO COMMUNICATIONS, LLC TO OCCUPY SPACE IN THE CITY'S LINCOLN TECHNOLOGY IMPROVEMENT DISTRICT CONDUIT SYSTEM. (RELATED ITEMS: 15-138, 15-139, 15-140, 15-141) - Clerk read an ordinance, introduced by Jane Raybould, accepting and approving a Conduit System Lease Agreement between the City of Lincoln, Nebraska and Allo Communications, LLC to occupy space in the City's Lincoln Technology Improvement District conduit system for a twenty five year term, for the second time.

AMENDING TITLE 5 OF THE LINCOLN MUNICIPAL CODE RELATING TO LICENSES AND REGULATIONS TO CREATE A NEW CHAPTER 5.12 ENTITLED "RESIDENTIAL BROADBAND" TO COORDINATE THE REGULATIONS WITH THE NEWLY NEGOTIATED BROADBAND FRANCHISE. (RELATED ITEMS: 15-138, 15-139, 15-140, 15-141) - Clerk read an ordinance, introduced by Jane Raybould, amending Title 5 of the Lincoln Municipal Code relating to Licenses and Regulations to create a new Chapter entitled "Residential Broadband" to establish licenses and regulations for residential broadband services, for the second time.

ORDINANCES - 3rd READING & RELATED RESOLUTIONS

AMENDING CHAPTER 2.06 OF THE LINCOLN MUNICIPAL CODE RELATING TO THE MAYOR'S AUTHORITY TO EXECUTE CONTRACTS BY ADDING A NEW SECTION NUMBERED 2.06.120 REQUIRING COUNCIL APPROVAL OF NON-BID CONTRACTS ABOVE \$50,000.00. (11/16/15 - DELAY ACTION W/ PUBLIC HEARING 3 WEEKS TO 12/07/15) (12/7/15 - DELAYED ACTION W/ PUBLIC HEARING 1 WEEK TO 12/14/15) - PRIOR to reading:

CAMP Moved to delay action w/ continued public hearing 1 week to 12/14/15:
Seconded by Christensen & carried by the following vote: AYES: Camp, Christensen, Eskridge, Fellers, Gaylor Baird, Lamm, Raybould; NAYS: None.

CLERK Read an ordinance, introduced by Carl Eskridge, amending chapter 2.06 of the Lincoln Municipal Code relating to the Mayor's Authority to execute contracts by adding a new section numbered 2.06.120 requiring Council approval of non-bid contracts above \$50,000.00, for the third time.

RESOLUTIONS - FOR ACTION ONLY

ADOPTING THE LINCOLN ELECTRIC SYSTEM ANNUAL BUDGET FOR 2016 TO BECOME EFFECTIVE JANUARY 1, 2016. (ACTION DATE: 12/7/15) (ADOPTED, 7-0; A-89401) - CLERK read the following resolution, introduced by Leirion Gaylor Baird, who moved its adoption:

A-89401 WHEREAS, under the provisions of Section 4.24.090 of the Lincoln Municipal Code, a proposed annual budget for the operation of the Lincoln Electric System (LES) for 2016 was approved by the LES Administrative Board on October 16, 2015; and

WHEREAS, pursuant to the above-cited code section, a public hearing on the proposed budget was held on November 16, 2015, notice thereof having been published in one issue of the Lincoln Journal Star newspaper published and of general circulation in the City more than five (5) days before such hearing.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

1. That pursuant to the provisions of Section 4.24.090 of the Lincoln Municipal Code, the LES Annual Budget for the fiscal year beginning January 1, 2016, is hereby adopted, and all funds listed therein are hereby appropriated for the several purposes therein stated.

2. That all money received in any of the aforesaid funds in excess of the estimated balances and receipts set forth in said budget shall be credited to the surplus of such funds.

3. That all monies received and set apart for the operation and maintenance of the LES and all monies received from any source that are required to be applied to the costs of said operation and maintenance, shall be deposited in the appropriate operation and maintenance account, and paid out upon the order of those persons designated by the LES Administrative Board.

4. That LES is authorized to utilize Governmental Accounting Standards Board (GASB) Statement Number 62 to amortize, and include in future rate requirements, extended outage costs for Laramie River Station over three years in an amount not to exceed \$6,000,000, maintenance costs for Terry Bundy Generating Station over five years in an amount not to exceed \$2,000,000, and maintenance costs for Rokeby Generating Station over five years in an amount not to exceed \$3,000,000.

5. That by adoption of the Capital Budget, the City Council hereby authorizes the acquisition of all necessary right-of-way, easements, or other interests in land, by purchase if possible, by condemnation if necessary, for those projects included within the Capital Budget.

6. That, to the extent capital improvements of LES are made from LES revenue and other funds, it is intended that the amount of such expenditures, which is not reasonably expected to exceed \$95 million, shall be reimbursable to the LES revenue fund and other funds through the issuance of future electric system revenue bonds, there being no funds of LES or the City reserved, allocated on a long-term basis, or otherwise set aside (or reasonably expected to be reserved, allocated on a long-term basis, or otherwise set aside) to provide permanent financing for the expenditures related to such expenditures, other than pursuant to the issuance of such electric system revenue bonds, this Resolution being determined to be consistent with the budgetary and financial circumstances of LES and the City as they exist or are reasonably foreseeable on the date hereof. The proper officers of LES shall keep and maintain records at least annually to determine the amount of such capital expenditures that may be reimbursed from electric system revenue bond proceeds.

7. There is hereby appropriated all money received from any source as grants or donations received for public purposes.

Introduced by Leirion Gaylor Baird

Seconded by Eskridge & carried by the following vote: AYES: Camp, Christensen, Eskridge, Fellers, Gaylor Baird, Lamm, Raybould; NAYS: None.

ADOPTING THE LINCOLN ELECTRIC SYSTEM RATE SCHEDULES TO BECOME EFFECTIVE JANUARY 1, 2016. (ACTION DATE: 12/7/15) (ADOPTED, 7-0; A-89402) - CLERK read the following resolution, introduced by Leirion Gaylor Baird, who moved its adoption:

A-89402 WHEREAS, Lincoln Municipal Code Section 4.24.070 provides that the Lincoln City Council has the sole authority to establish retail electric rates for the Lincoln Electric System (LES);

WHEREAS, rate schedules for the use and services of LES of the City of Lincoln, including the electric energy sold, furnished, or supplied by said City of Lincoln, Nebraska, have been established by resolution from time to time, the last one being Resolution No. A-87671, adopted by the City Council on November 25, 2013, and approved by the Mayor on December 2, 2013;

WHEREAS, the LES Administrative Board recommends to the City Council of the City of Lincoln, Nebraska, that the document entitled "Rate Schedules", for rates effective January 1, 2016, which is attached hereto and fully incorporated herein, be adopted for the use of Lincoln Electric System and the provision of services to ratepayers in the service area of Lincoln Electric System;

WHEREAS, the "Rate Schedules" do not include a systemwide retail electric rate adjustment for 2016, but do provide for changes to rate components for Residential, General Service, and Heating Service rate classes, elimination of the Summer Conservation Credit, elimination of the Maximum Bill Provision, elimination of the Large Light and Power - Off Peak Seasonal Rate, and elimination of the Large Power Contract - Off Peak Seasonal Rate and changes to service fees to be effective January 1, 2016;

WHEREAS, the rate recommendation complies with the City of Lincoln's Bond Ordinance for LES regarding retail electric rates;

WHEREAS, LES staff provided extensive customer information and outreach on the proposed 2016 rates, including a public hearing that was held on October 7, 2015, at the Walter A. Canney Service Center, 27th and Fairfield; and

WHEREAS, it is evident to the City Council of the City of Lincoln, Nebraska, that the justification for said rates and charges has been demonstrated and therefore said rates should be adopted.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That the attached "Rate Schedules" for retail electric rates and service fees, effective January 1, 2016, for the use of Lincoln Electric System and the provision of services to ratepayers in the service area of Lincoln Electric System is hereby established and adopted; and

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BE IT FURTHER RESOLVED that Resolution No. A-87671, adopted on November 25, 2013, is hereby superseded by this Resolution effective January 1, 2016.

Introduced by Leirion Gaylor Baird

Seconded by Eskridge & carried by the following vote: AYES: Camp, Christensen, Eskridge, Fellers, Gaylor Baird, Lamm, Raybould; NAYS: None.

RESOLUTIONS - 1ST READING

APPOINTING DON HERZ TO THE COMMUNITY HEALTH ENDOWMENT BOARD OF TRUSTEES FOR A TERM EXPIRING SEPTEMBER 1, 2018. (*CONSENT*)

REAPPOINTING MARTHA SHULSKI TO THE AIR POLLUTION CONTROL ADVISORY BOARD FOR A TERM EXPIRING SEPTEMBER 1, 2018. (*CONSENT*)

APPOINTING PIYUSH SRIVASTAV TO THE AIR POLLUTION CONTROL ADVISORY BOARD FOR A TERM EXPIRING SEPTEMBER 1, 2018. (*CONSENT*)

ACCEPTING THE REPORT OF NEW AND PENDING CLAIMS AGAINST THE CITY AND APPROVING DISPOSITION OF CLAIMS SET FORTH FOR THE PERIOD OF NOVEMBER 1-30, 2015.

APPEAL BY CARL ESKRIDGE OF THE STARTRAN ADVISORY BOARD ACTION APPROVING THE TRANSIT DEVELOPMENT PLAN (TDP) AND THE NEAR-TERM ROUTE CHANGES THAT ARE PART OF THE TDP.

APPROVING A COOPERATIVE AGREEMENT BETWEEN THE NEBRASKA DEPARTMENT OF ENVIRONMENTAL QUALITY (NDEQ) AND THE CITY OF LINCOLN REGARDING STATE OF NEBRASKA GRANT FUNDING FROM THE STORMWATER MANAGEMENT PLAN PROGRAM.

TEXT AMENDMENT 15023 - AMENDING SECTIONS 1 THROUGH 10 OF CHAPTER 2.05 ENTITLED "STORMWATER DRAINAGE DESIGN STANDARDS" TO ADD DEFINITIONS, TO PROVIDE INFORMATION REGARDING THE DRAINAGE CRITERIA MANUAL, TO UPDATE THE DESIGN STANDARDS TO CLARIFY REFERENCES TO OTHER DOCUMENTS; AND UPDATE THE DESIGN STANDARDS TO MATCH PROVISIONS IN CHAPTER 28.03 OF THE LINCOLN MUNICIPAL CODE ENTITLED "REGULATIONS FOR POST CONSTRUCTION STORM WATER MANAGEMENT" AND CHAPTER 8 TO THE CITY OF LINCOLN'S DRAINAGE CRITERIA MANUAL.

ORDINANCES - 1ST READING & RELATED RESOLUTIONS (as required)

COMP. PLAN CONFORMANCE 15031 - DECLARING FOUR VACANT PARCELS OF LAND GENERALLY LOCATED AT NORTH 14TH AND NEW HAMPSHIRE, 2100 Y STREET, AND CITY-OWNED LOTS ON THE 400 BLOCK OF SOUTH 40TH STREET AND THE 400 BLOCK OF SOUTH 55TH STREET AS SURPLUS PROPERTY - CLERK read an ordinance, introduced by Jon Camp, declaring four vacant parcels of land generally located at North 14th Street and New Hampshire, 2100 Y Street, and city-owned lots on the 400 block of South 55th Street as surplus, for the first time.

ANNEXATION 15010 - AMENDING THE LINCOLN CORPORATE LIMITS MAP BY ANNEXING APPROXIMATELY 28 ACRES OF PROPERTY GENERALLY LOCATED AT SOUTH 98TH STREET AND ANDERMATT DRIVE. (RELATED ITEMS: 15-143, 15-144) - CLERK read an ordinance, introduced by Jon Camp, annexing and including the below described land as part of Ordinance No. 18208, to reflect the extension of the corporate limits boundary of the City of Lincoln, Nebraska established and shown thereon, for the first time.

CHANGE OF ZONE 15029 - APPLICATION OF ANDERMATT, LLC FOR A CHANGE OF ZONE FROM AG AGRICULTURAL DISTRICT AND B-2 PLANNED NEIGHBORHOOD BUSINESS DISTRICT TO R-3 RESIDENTIAL DISTRICT ON PROPERTY GENERALLY LOCATED AT SOUTH 98TH STREET AND ANDERMATT DRIVE. (RELATED ITEMS: 15-143, 15-144) - CLERK read an ordinance, introduced by Jon Camp, amending the Lincoln Zoning District Maps adopted by reference and made a part of Title 27 of the Lincoln Municipal Code, pursuant to Section 27.05.020 of the Lincoln Municipal Code, by changing the boundaries of the districts established and shown thereon, for the first time.

ANNEXATION 15012 - AMENDING THE LINCOLN CORPORATE LIMITS MAP BY ANNEXING APPROXIMATELY 5 ACRES OF PROPERTY GENERALLY LOCATED AT SOUTH 88TH STREET AND PIONEERS BOULEVARD. (RELATED ITEMS: 15-145, 15-146) - CLERK read an ordinance,

introduced by Jon Camp, annexing and including the below described land as part of the City of Lincoln, Nebraska and amending the Corporate Limits Map attached to and made a part of Ordinance No. 18208, to reflect the extension of the corporate limits boundary of the City of Lincoln, Nebraska established and shown thereon, for the first time.

CHANGE OF ZONE 15032 - APPLICATION OF HIMARK PROPERTIES, LLC FOR A CHANGE OF ZONE FROM AG AGRICULTURAL DISTRICT TO R-3 RESIDENTIAL DISTRICT ON PROPERTY GENERALLY LOCATED AT SOUTH 88TH STREET AND PIONEERS BOULEVARD. (RELATED ITEMS: 15-145, 15-146) - CLERK read an ordinance, introduced by Jon Camp, amending the Lincoln Zoning District Maps adopted by reference and made a part of Title 27 of the Lincoln Municipal Code, pursuant to Section 27.05.020 of the Lincoln Municipal Code, by changing the boundaries of the districts established and shown thereon, for the first time.

TEXT AMENDMENT 15022 - AMENDING SECTION 27.62.100 OF THE LINCOLN MUNICIPAL CODE RELATING TO THE CONDITIONAL USES IN RETAIL SALES AND SERVICES USE GROUP TO CORRECT AN ERROR MADE TO SUBSECTION (H)(2) IN A PREVIOUS TEXT AMENDMENT TO CLARIFY THAT THE FLOOR AREA RESTRICTION FOR PERSONAL SERVICES APPLIES TO THE SIZE OF THE USE AND NOT TO THE SIZE OF THE BUILDING THE USE IS LOCATED IN; AND REPEALING SECTION 27.62.100 OF THE LINCOLN MUNICIPAL CODE AS HITHERTO EXISTING - CLERK read an ordinance, introduced by Jon Camp, amending Section 27.62.100 of the Lincoln Municipal Code relating to Conditional Uses in Retail Sales and Services Use Group to correct an error made to subsection (h)(2) in a pervious text amendment to clarify htat the floor area restriction for personal services applies to the use and not the size of the building the use is located in; and repealing Section 27.62.100 of the Lincoln Municipal Code as hitherto existing, for the first time.

CHANGE OF ZONE 15033 - APPLICATION OF JOHN D. AND JANICE K. VERMAAS FOR A CHANGE OF ZONE FROM AG AGRICULTURAL DISTRICT TO R-3 RESIDENTIAL DISTRICT ON PROPERTY GENERALLY LOCATED AT SOUTH 27TH STREET AND ROKEBY ROAD - CLERK read an ordinance, introduced by Jon Camp, amending the Lincoln Zoning District Maps adopted by reference and made part of Title 27 of the Lincoln Municipal Code, pursuant to Section 27.05.020 of the Lincoln Municipal Code, by changing the boundaries of the districts established and shown thereon, for the first time.

APPROVING A LEASE AGREEMENT BETWEEN THE CITY OF LINCOLN, PARKS AND RECREATION DEPARTMENT AND U.S. DEPARTMENT OF THE ARMY FOR THE LEASE OF 333.75 ACRES OF PUBLIC PARK PROPERTY AT HOLMES LAKE DAM SITE NO. 17 FOR A 25 YEAR TERM - CLERK read an ordinance, introduced by Jon Camp, accepting and approving a Lease Agreement between the City of Lincoln, Parks and Recreation Department and U.S. Department of the Army for the lease of 333.75 acres of public park property at Holmes Lake Dam Site No. 17 for a 25 year term, for the first time.

ADJOURNMENT

4:52 P.M.

CHRISTENSEN Moved to adjourn the City Council Meeting of December 7, 2015.

Seconded by Raybould & carried by the following vote; AYES: Camp, Christensen, Eskridge, Fellers, Gaylor Baird, Lamm, Raybould; NAYS: None..

Teresa Meier, City Clerk

Rhonda Bice, Office Specialist